

IN THE COURT OF APPEALS OF TENNESSEE  
EASTERN SECTION AT KNOXVILLE

**FILED**

March 24, 1997

Cecil Crowson, Jr.  
Appellate Court Clerk

TENNESSEE FARMERS MUTUAL INSURANCE COMPANY,	)	KNOX CHANCERY
	)	
Plaintiff/Appellant	)	NO. 03A01-9610-CH-00327
	)	
v.	)	HON. FREDERICK D. McDONALD
	)	CHANCELLOR
JOSEPH A. FARMER and wife, DEBRA J. FARMER,	)	
	)	
Defendants/Appellees	)	REVERSED and REMANDED

**J U D G M E N T**

This appeal came on to be heard upon the record from the Chancery Court of Knox County and briefs filed on behalf of the respective parties. Upon consideration thereof, this Court is of the opinion that there is reversible error in the trial court's judgment.

It is, therefore, ORDERED and ADJUDGED by this Court that the judgment of the trial court is reversed and vacated. The declaratory judgment entered June 23, 1995, being final and unappealed, is reinstated. Costs are assessed to the appellees and the case is remanded to the Chancery Court of Knox County.

PER CURIAM

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TENNESSEE FARMERS MUTUAL INSURANCE COMPANY,	)	KNOX CHANCERY
	)	
Plaintiff/Appellant	)	NO. 03A01-9610-CH-00327
	)	
v.	)	HON. FREDERICK D. McDONALD
	)	CHANCELLOR
JOSEPH A. FARMER and wife, DEBRA J. FARMER,	)	
	)	
Defendants/Appellees	)	REVERSED and REMANDED

Robert W. Knolton, Oak Ridge, for Appellant.

Norbert J. Slovis and Douglas C. Weinstein, Knoxville, for Appellees.

**OPINION**

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INMAN, Senior Judge

A declaratory judgment was entered on June 23, 1995, favorably to the plaintiff, that it was entitled to full reimbursement of its subrogation claim from the tort action recovery of the appellee, Debra J. Farmer.

The appellee filed a Motion to Reconsider which was heard more than one year after the judgment was entered.

The Chancellor reversed the prior judgment and dismissed the complaint. The plaintiff appeals, presenting for review a number of issues only one of which we need consider. The dispositive issue is whether the Declaratory Judgment initially entered on June 23, 1995, became final 30 days thereafter and thus is beyond the reach of the trial court.

We need not belabor the issue. A Motion to Reconsider is not authorized by the Rules and will not serve to extend the appellate process. *Daugherty v.*

*Lumbermen's Underwriting Alliance*, 798 S.W.2d 754 (Tenn. 1990); RULE 59.01,

TENN. R. CIV. PRO.; *State v. Lock*, 839 S.W.2d 436 (Tenn. Crim. App. 1996); *State*

*v. Ryan*, 756 S.W.2d 284 (Tenn. Crim. App. 1988).

The judgment dismissing the complaint is reversed and vacated. The declaratory judgment entered June 23, 1995, being final and unappealed, is reinstated. Costs are assessed to the appellee, and the case is remanded.

Senior Judge  
CONCUR:

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William H. Inman,

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Houston M. Goddard, Presiding Judge

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Herschel P. Franks, Judge